

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Application for approval of purchase of all assets and controlling ownership interest in Rifkin/Narragansett South Florida CATV Limited Partnership d/b/a CableVision Communications (holder of STS Certificate No. 5247) by, and change in name on Certificate No. 5247 to, Interlink Communications Partnership, LLC d/b/a Charter Communications.

DOCKET NO. 000465-TS
ORDER NO. PSC-00-1347-PAA-TS
ISSUED: July 26, 2000

The following Commissioners participated in the disposition of this matter:

J. TERRY DEASON, Chairman
SUSAN F. CLARK
E. LEON JACOBS, JR.
LILA A. JABER

NOTICE OF PROPOSED AGENCY ACTION
ORDER APPROVING PURCHASE OF ALL ASSETS AND
CONTROLLING OWNERSHIP INTEREST

BY THE COMMISSION:

NOTICE is hereby given by the Florida Public Service Commission that the action discussed herein is preliminary in nature and will become final unless a person whose interests are substantially affected files a petition for a formal proceeding, pursuant to Rule 25-22.029, Florida Administrative Code.

Section 364.33, Florida Statutes, provides that a person may not acquire ownership or control of any telecommunications facility, or any extension thereof for the purpose of providing telecommunications services to the public, including the acquisition, transfer, or assignment of majority organizational control or controlling stock ownership, without prior approval from this Commission.

By letter dated April 19, 2000, Rifkin/Narragansett South Florida CATV Limited Partnership d/b/a CableVision Communications (CableVision Communications) and Interlink Communications

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FPSC-RECORDS/REPORTING

Partnership, LLC d/b/a Charter Communications (Charter Communications) filed with this Commission an application for approval of purchase of all assets and controlling ownership interest from CableVision Communications to Charter Communications. CableVision Communications is the holder of Shared Tenant Services Certificate No. 5247. The companies further requested a name change in Certificate No. 5247 from Rifkin/Narragansett South Florida CATV Limited Partnership d/b/a CableVision Communications to Interlink Communications Partnership, LLC d/b/a Charter Communications. CableVision Communications and Charter Communications have stated that the transaction will be virtually transparent to the customers in Florida and it will not affect the services being provided.

In accordance with our authority under Section 364.33, Florida Statutes, to approve the acquisition or transfer of majority organizational control or controlling stock ownership of a telecommunications company providing service in Florida, we have reviewed the Petition of CableVision Communications and Charter Communications, and find it appropriate to approve it. We have based our review and decision upon an analysis of the public's interest in efficient, reliable telecommunications service. Our decision does not address the potential impact of the transfer on the competitive market in Florida, or on the companies' or their competitors' interests. We emphasize, however, that our approval of the Petition pursuant to our authority under Section 364.33, Florida Statutes, does not preclude us from addressing any of our concerns that may arise regarding this transaction to the appropriate federal or state agencies.

Upon review of the Department of State, Division of Corporations' records, it appears that CableVision Communications has properly registered the new corporate name. Accordingly, we find it appropriate to amend Certificate No. 5247 to reflect the new corporate name.

This Order will serve as the amended Shared Tenant Services Certificate of Public Convenience and Necessity No. 5247 for Interlink Communications Partnership, LLC d/b/a Charter Communications. Interlink Communications Partnership, LLC d/b/a Charter Communications should retain this Order as evidence of the name change.

Based on the foregoing, it is,

ORDER NO. PSC-00-1347-PAA-TS
DOCKET NO. 000465-TS
PAGE 3

ORDERED by the Florida Public Service Commission that Rifkin/Narragansett South Florida CATV Limited Partnership d/b/a CableVision Communications and Interlink Communications Partnership, LLC d/b/a Charter Communications's request for approval of purchase of all assets and controlling ownership interest from Rifkin/Narragansett South Florida CATV Limited Partnership d/b/a CableVision Communications to Interlink Communications Partnership, LLC d/b/a Charter Communications is hereby approved. It is further

ORDERED that the request by Rifkin/Narragansett South Florida CATV Limited Partnership d/b/a CableVision Communications to change the name on Certificate No. 5247 from Rifkin/Narragansett South Florida CATV Limited Partnership d/b/a CableVision Communications to Interlink Communications Partnership, LLC d/b/a Charter Communications is hereby approved. It is further

ORDERED that this Order will serve as Interlink Communications Partnership, LLC d/b/a Charter Communications' amended certificate and that this Order should be retained as evidence of the name change. It is further

ORDERED that the provisions of this Order, issued as proposed agency action, shall become final and effective upon the issuance of a Consummating Order unless an appropriate petition, in the form provided by Rule 28-106.201, Florida Administrative Code, is received by the Director, Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on the date set forth in the "Notice of Further Proceedings or Judicial Review" attached hereto. It is further

ORDERED that in the event this Order becomes final, this Docket shall be closed.

ORDER NO. PSC-00-1347-PAA-TS
DOCKET NO. 000465-TS
PAGE 4

By ORDER of the Florida Public Service Commission this 26th
day of July, 2000.

BLANCA S. BAYÓ, Director
Division of Records and Reporting

By: Kay Flynn
Kay Flynn, Chief
Bureau of Records

(S E A L)

KMP

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any administrative hearing that is available under Section 120.57, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing will be granted or result in the relief sought.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

The action proposed herein is preliminary in nature. Any person whose substantial interests are affected by the action proposed by this order may file a petition for a formal proceeding, in the form provided by Rule 28-106.201, Florida Administrative Code. This petition must be received by the Director, Division of Records and Reporting, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on August 16, 2000.

In the absence of such a petition, this order shall become final and effective upon the issuance of a Consummating Order.

Any objection or protest filed in this docket before the issuance date of this order is considered abandoned unless it satisfies the foregoing conditions and is renewed within the specified protest period.